

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

DR 1995-017515

11/29/2007

HON. SARAH D. GRANT, RET.

CLERK OF THE COURT

C. Danos

Deputy

IN RE THE MATTER OF
ROBERT L EMERICK

DENNIS P LEVINE

AND

CINDI S NANNETTI

CINDI S NANNETTI
18880 N 71ST LN
GLENDALE AZ 85308

FAMILY COURT SERVICES-CCC

MINUTE ENTRY

This matter was tried to the court on September 27, 2007 and taken under advisement pending the child support arrearage calculation.

The arrearage calculation from the Family Court Conference Center has calculated the arrears to be in the amount of \$53,665.48, which includes principle of \$42,464.02 and interest of \$11,201.46 for the time period of December 1, 1995 through September 30, 2007.

At the trial the mother, Nannetti, who is an attorney represented herself and counsel Dennis Levine represented the father, Emerick.

The mother is a full-time deputy county attorney earning \$109,699 per year. She was in an assignment in that office that she enjoyed very much but as the result of office politics was demoted to her present job which she does.

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The father was previously a behavioral modification therapist for sexually deviant men. He then decided he did not want to work as a therapist and quit. He now writes research papers and attends conferences. His earnings are not clear. He last filed an income tax return in 1994 in which he reported that his income was approximately \$20,000. He has moved to Sedona and remarried. He testified that he has been diagnosed with Multiple Sclerosis but offered no medical proof of this condition. He inferred that it prevented him from working and yet testified to traveling to numerous professional conferences throughout the United States at which he delivered papers he had written. He also testified that he and his new wife took an extended trip to Europe.

The parents have three sons, two of whom are now emancipated, but are attending college. The mother bought a condo in Flagstaff for one son to live in while attending NAU. From the testimony it appears to the court that the mother is bearing the costs of the two sons' college education. Additionally, one son has had problems with drug addiction and has needed rehabilitation therapy both in-patient and outpatient. Again it appears to the court that the mother has been the principle source of funds for this.

The mother is having difficulty making ends meet based on the father's lack of participation financially in the sons' lives.

IT IS ORDERED that father shall pay \$20,000.00 to the Child Support Clearing Center on or before December 31, 2007. If he fails to do so a Child Support Arrest Warrant shall issue and the purge amount shall be \$20,000.00.

IT IS FURTHER ORDERED that father shall pay another \$20,000.00 on or before July 1, 2008. If he fails to do so, a Child Support Arrest Warrant shall issue and the purge amount shall be \$20,000.00.

IT IS FURTHER ORDERED that father shall pay an additional \$13,665.48 on or before September 1, 2008. If he fails to do so, assuming he has paid the previously ordered amounts, a Child Support Arrest Warrant shall issue, and assuming father has paid the previous ordered amounts of \$40,000.00, the purge shall be \$13,665.48. If father has not paid the previously ordered \$40,000.00, the purge shall be \$53,665.48.

IT IS FURTHER ORDERED that these orders in no way excuse or replace the father's ongoing child support obligation to the remaining unemancipated son.

IT IS FURTHER ORDERED the father shall pay an additional \$20,000.00 to the mother on or before January 30, 2008 for his one-half of unreimbursed medical and dental expenses paid by the mother on behalf of the sons and for his contribution to the condo for the

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son attending NAU as he promised the mother he would do if she purchased the condo which she did. If the father fails to make this payment as ordered a Child Support Arrest Warrant shall issue and the purge amount shall be \$20,000.00.

There being no further need to retain the exhibits currently in the custody of the division clerk,

IT IS ORDERED that the Clerk permanently release those exhibits not offered or received in evidence to the counsel/party causing them to be marked, or to a written designee.

IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

ISSUED: Exhibit Release Form (1)

FILED: Exhibit Worksheet; Case Status Report.

IT IS FURTHER ORDERED signing this minute entry as a formal written order of this Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

/ s / HON. SARAH D. GRANT

JUDICIAL OFFICER OF THE SUPERIOR COURT

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.